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**STATE OF IOWA**

**House Journal**

**WEDNESDAY, FEBRUARY 9, 2005**

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(The official bound copy will be available after a reasonable time upon adjournment.)

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## JOURNAL OF THE HOUSE

Thirty-first Calendar Day - Twenty-first Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, February 9, 2005

The House met pursuant to adjournment at 8:51 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Keith Smith, pastor of Motor Friends Church, and Chaplin of the Milo Volunteer Firemen. He was the guest of Representative Jodi Tymeson from Madison County.

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Tuesday, February 8, 2005 was approved.

### INTRODUCTION OF BILLS

[House File 226](#), by Drake and Mertz, a bill for an act relating to the establishment of a form of business association referred to as a cooperative, and providing for fees and tax credits, providing penalties, and providing effective dates.

Read first time and referred to committee on **agriculture**.

[House File 227](#), by committee on judiciary, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and retroactive applicability date provisions.

Read first time and placed on the **calendar**.

[House File 228](#), by committee on judiciary, a bill for an act relating to the payment of restitution by a person convicted of a criminal offense.

Read first time and placed on the **calendar**.

[House File 229](#), by Ford, a bill for an act relating to the development and administration by the department of education of a program to identify and honor schools for increasing the number of students enrolled in advanced-level courses and reducing achievement gaps.

Read first time and referred to committee on **education**.

[House File 230](#), by Raecker, a bill for an act exempting from state income tax active duty pay received by members of the armed forces and providing a retroactive applicability date provision.

Read first time and referred to committee on **ways and means**.

[House File 231](#), by Mascher, a bill for an act relating to an individual income tax for emergency medical care providers and volunteer fire fighters and including effective and retroactive applicability date provisions.

Read first time and referred to committee on **ways and means**.

[House File 232](#), by Granzow, a bill for an act allowing counties to share the services of certain elective county officers.

Read first time and referred to committee on **local government**.

[House File 233](#), by Mascher, a bill for an act relating to beverage container control laws and making appropriations.

Read first time and referred to committee on **environmental protection**.

[House File 234](#), by Paulsen, a bill for an act relating to retention of city and county assessors at election and including an effective date and transition provision.

Read first time and referred to committee on **local government**.

[House File 235](#), by Ford, a bill for an act relating to the appointment of a consumer advocate on insurance.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 236](#), by Lukan, De Boef, Arnold, Thomas, J.K. Van Fossen, Granzow, Hutter, Jones, Rasmussen, Huseman, Alons, Baudler, Heaton, Roberts, Van Engelenhoven, Horbach, Rayhons, Wilderdyke, Drake, Schueller, Eichhorn, Sands, Lalk, Anderson, S. Olson, Greiner, Hoffman and J.R. Van Fossen, a bill for an act providing volunteer fire fighters and emergency medical services personnel with an individual income tax credit and providing effective and retroactive applicability dates.

Read first time and referred to committee on **ways and means**.

[House File 237](#), by Mascher, a bill for an act increasing the taxes imposed on cigarettes and providing for appropriation of the revenue generated to the medical assistance program and for tobacco control and prevention, and providing an effective date.

Read first time and referred to committee on **ways and means**.

[House File 238](#), by Raecker, Drake and May, a bill for an act relating to tourism marketing by the department of economic development and making appropriations.

Read first time and referred to committee on **economic growth**.

[House File 239](#), by Wise, a bill for an act requiring the school budget review committee to grant transportation assistance aid to school districts under certain circumstances and making a standing appropriation.

Read first time and referred to committee on **education**.

[House File 240](#), by Ford, a bill for an act relating to the establishment of law enforcement review boards in certain cities.

Read first time and referred to committee on **public safety**.

**House File 241**, by Mascher, a bill for an act relating to criminal sentencing by eliminating a provision allowing a criminal offender to make a donation in lieu of performing community service.

Read first time and referred to committee on **judiciary**.

**House File 242**, by Raecker, a bill for an act relating to governmental employment by executive branch officials, state employees, and members of the general assembly.

Read first time and referred to committee on **state government**.

**House File 243**, by Ford, a bill for an act relating to a violation or attempted violation of a court order, a court-approved consent agreement, or a protective order under the Iowa domestic abuse Act.

Read first time and referred to committee on **judiciary**.

**House File 244**, by Alons, a bill for an act restricting the sale of bait by nonresidents who hold a license to engage in aquaculture.

Read first time and referred to committee on **natural resources**.

**House File 245**, by Murphy and Shoultz, a bill for an act providing for the establishment of a cancer drug repository program.

Read first time and referred to committee on **human resources**.

**House File 246**, by Whitaker, a bill for an act relating to soil and water conservation districts by providing for the establishment and management of payroll systems.

Read first time and referred to committee on **environmental protection**.

On motion by Gipp of Winneshiek, the House was recessed at 9:00 a.m., until 2:00 p.m.

#### AFTERNOON SESSION

The House reconvened at 2:02 p.m., Speaker Rants in the chair.

### SPECIAL PRESENTATION

Gipp of Winneshiek introduced to the House the members of the 372<sup>nd</sup> Engineer Group of the Iowa National Guard who have returned from Iraq, including Senator Chuck Larsen. The House thanked the group for their service. Senator Larson addressed the House briefly thanking the House and the Senate for their contributions for the school supplies in Iraq. He introduced Colonel Gary R. Braddock whom briefed the House on their mission.

The House rose and expressed their welcome home and appreciation for their service.

On motion by Gipp of Winneshiek, the House was recessed at 2:12 p.m., until 3:30 p.m.

### LATE AFTERNOON SESSION

The House reconvened at 3:54 p.m., Speaker Rants in the chair.

### INTRODUCTION OF BILLS

[House File 247](#), by committee on state government, a bill for an act providing for negotiated rulemaking.

Read first time and placed on the **calendar**.

[House File 248](#), by committee on state government, a bill for an act relating to the request for a regulatory analysis.

Read first time and placed on the **calendar**.

[House File 249](#), by Frevert, Heddens, Whitaker, Bukta, Murphy, Miller, Hogg, Wendt, Kuhn, Hunter, Davitt, Smith, Foege, Huser, Jacoby, Oldson, Reasoner, Zirkelbach, Gaskill, Jochum, Schueller, Reichert, Mertz, Kressig, Shoultz and Wessel-Kroeschell, a bill for an act providing an appropriation for the family development and self-sufficiency program.

Read first time and referred to committee on **human resources**.

[\*\*House File 250\*\*](#), by Van Engelenhoven, a bill for an act relating to the maximum gross weight limit for vehicles hauling crops during the annual period of harvest.

Read first time and referred to committee on **transportation**.

[\*\*House File 251\*\*](#), by Raecker, a bill for an act relating to the increase in the automobile rental excise tax and appropriating the increased tax revenues and including an applicability date provision.

Read first time and referred to committee on **ways and means**.

[\*\*House File 252\*\*](#), by committee on agriculture, a bill for an act relating to the control of noxious weeds on land by providing alternative notice procedures to landowners and other responsible persons.

Read first time and placed on the **calendar**.

[\*\*House File 253\*\*](#), by committee on state government, a bill for an act relating to governmental ethics and the duties of the Iowa ethics and campaign disclosure board.

Read first time and placed on the **calendar**.

[\*\*House File 254\*\*](#), by committee on public safety, a bill for an act relating to the manufacturing of a controlled substance or counterfeit substance near certain property, and providing for a penalty.

Read first time and placed on the **calendar**.

#### ADOPTION OF [\*\*HOUSE RESOLUTION 6\*\*](#)

Raecker of Polk called up the following [\*\*House Resolution 6\*\*](#), a resolution relating to the rules governing lobbyists in the House of Representatives, and moved its adoption.

- 1 [\*\*House Resolution 6\*\*](#)
- 2 By Committee On Ethics
- 3 (Successor to [\*\*HSB 5\*\*](#))
- 4 A resolution relating to the rules governing lobbyists
- 5 in the House of Representatives.
- 6 *Be It Resolved By The House Of Representatives,*

7 That the House Rules Governing Lobbyists shall be as  
8 follows:

9 HOUSE RULES GOVERNING LOBBYISTS

10 1. DEFINITIONS OF TERMS. As used in these rules,  
11 "client", "gift", "immediate family member",  
12 "lobbyist", and "person" have the meanings provided in  
13 section 68B.2 of the Code, except that the terms  
14 "lobbyist" and "client" shall only refer to persons  
15 who are lobbyists or clients of lobbyists of the house  
16 of representatives. Except as otherwise provided,  
17 "employee of the house" means a full-time permanent  
18 paid employee of the house of representatives.

19 2. REGISTRATION REQUIRED.

20 a. All lobbyists shall, on or before the day their  
21 lobbying activity begins, register in the manner  
22 provided under section 68B.36 of the Code. Lobbyist  
23 registration forms shall be available in the office of  
24 the chief clerk of the house.

25 b. In addition each registered lobbyist shall file  
26 with the chief clerk of the house a statement of the  
27 general subjects of legislation in which the lobbyist  
28 is or may be interested, the file number of the bills  
29 and resolutions and the bill number of study bills, if  
30 known, which will be lobbied, whether the lobbyist

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1 intends to lobby for or against each bill, resolution,  
2 or study bill, if known, and on whose behalf the  
3 lobbyist is lobbying the bill, resolution, or study  
4 bill.

5 Any change in or addition to the information  
6 required by this rule shall be registered with the  
7 chief clerk of the house within ten days from the time  
8 the change or addition is known to the lobbyist.

9 3. CANCELLATION OF REGISTRATION. If a lobbyist's  
10 service on behalf of a particular employer, client, or  
11 cause is concluded after the lobbyist registers but  
12 before the first day of the next legislative session,  
13 the lobbyist shall cancel the registration in the  
14 manner required under section 68B.36 of the Code.  
15 Upon cancellation of registration, a person is  
16 prohibited from engaging in any lobbying activity on  
17 behalf of that particular employer, client, or cause  
18 until reregistering and complying with the  
19 requirements of section 68B.36 of the Code.

20 3A. AMENDMENT OF REGISTRATION. If a registered  
21 lobbyist represents more than one employer, client, or  
22 cause and the lobbyist's services are concluded on  
23 behalf of a particular employer, client, or cause  
24 after the lobbyist registers but before the first day  
25 of the next legislative session, the lobbyist shall



26 file an amendment to the lobbyist's registration  
27 indicating which employer, client, or cause is no  
28 longer represented by the lobbyist and the date upon  
29 which the representation concluded.  
30 If a lobbyist is retained by one or more additional

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1 employers, clients, or causes after the lobbyist  
2 registers but before the first day of the next  
3 legislative session, the lobbyist shall file an  
4 amendment to the lobbyist's registration indicating  
5 the employer, client, or cause to be added and the  
6 date upon which the representation begins.  
7 Amendments to a lobbyist's registration regarding  
8 changes which occur during the time that the general  
9 assembly is in session shall be filed within one  
10 working day after the date upon which the change in  
11 the lobbyist's representation becomes effective.  
12 Amendments regarding changes which occur when the  
13 general assembly is not in session shall be filed  
14 within ten days after the date upon which the change  
15 in the lobbyist's representation becomes effective.  
16 4. PUBLIC ACCESS. All information filed by a  
17 lobbyist or a client of a lobbyist under chapter 68B  
18 of the Code is a public record and open to public  
19 inspection at any reasonable time.  
20 5. CHARGE ACCOUNTS. Lobbyists and the clients  
21 they represent shall not allow members of the house to  
22 charge any amounts or items to a charge account to be  
23 paid for by those lobbyists or by the clients they  
24 represent.  
25 6. ACCESS TO HOUSE FLOOR. Lobbyists shall only be  
26 permitted on the floor of the house pursuant to rule  
27 20 of the rules of the house.  
28 7. FEE OR BONUS PROHIBITED. A fee or bonus shall  
29 not be paid to any lobbyist with reference to any  
30 legislative action that is conditioned wholly or in

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1 part upon the results attained by the lobbyist.  
2 8. OFFERS OF ECONOMIC OR INVESTMENT OPPORTUNITY.  
3 A lobbyist, employer, or client of a lobbyist shall  
4 not offer economic or investment opportunity or  
5 promise of employment to any member of the house with  
6 intent to influence conduct in the performance of  
7 official duties.  
8 9. PERSONAL OR FINANCIAL OBLIGATION. A lobbyist  
9 shall not do anything with the purpose of placing a  
10 member of the house under personal or financial  
11 obligation to a lobbyist or a lobbyist's principal or

12 agent.

13 10. ATTEMPTS TO CREATE ADDITIONAL EMPLOYMENT. A  
14 lobbyist shall not cause or influence the introduction  
15 of any bill or amendment for the purpose of being  
16 employed to secure its passage or defeat.

17 11. CAMPAIGN SUPPORT. A lobbyist shall not  
18 influence or attempt to influence a member's actions  
19 by the promise of financial support for the member's  
20 candidacy or threat of financial support for an  
21 opposition candidate. A lobbyist shall not make a  
22 campaign contribution to a member or to a member's  
23 candidate's committee during the time that the general  
24 assembly is in session.

25 12. COMMUNICATION WITH MEMBER'S EMPLOYER  
26 PROHIBITED. A lobbyist shall not communicate with a  
27 member's employer for the purpose of influencing a  
28 vote of the member.

29 13. EXCESS PAYMENTS. A lobbyist shall not pay or  
30 agree to pay to a member a price, fee, compensation,

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1 or other consideration for the sale or lease of any  
2 property or the furnishing of services which is  
3 substantially in excess of that which other persons in  
4 the same business or profession would charge in the  
5 ordinary course of business.

6 14. PROHIBITION AGAINST GIFTS. A lobbyist or  
7 client of a lobbyist shall not, directly or  
8 indirectly, offer or make a gift or series of gifts to  
9 any member or full-time permanent employee of the  
10 house or the immediate family members of a member or  
11 full-time permanent employee of the house except as  
12 otherwise provided in section 68B.22 of the Code. A  
13 lobbyist or client of a lobbyist who intends or plans  
14 to give a nonmonetary item, other than food or drink  
15 consumed in the presence of the donor, which does not  
16 have a readily ascertainable value, to a member or  
17 full-time permanent employee of the house, prior to  
18 giving or sending the item to the member or employee,  
19 shall seek approval of the item from the chief clerk  
20 of the house. A lobbyist or client of a lobbyist who  
21 seeks approval of an item from the chief clerk shall  
22 submit the item and evidence of the value of the item  
23 at the time that approval is requested.

24 A lobbyist shall inform each of the lobbyist's  
25 clients of the requirements of section 68B.22 of the  
26 Code and of the responsibility to seek approval prior  
27 to giving or sending a nonmonetary item which does not  
28 have a readily ascertainable value to a member or a  
29 full-time permanent employee of the house.

30 15. FINANCIAL TRANSACTIONS. A lobbyist shall not,

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1 directly or indirectly, make a loan to a member of the  
2 house or to an employee of the house.  
3 A loan prohibited under this section does not  
4 include a loan made in the ordinary course of business  
5 of a lobbyist if the primary business of the lobbyist  
6 is something other than lobbying, if consideration of  
7 equal or greater value is received by the lobbyist,  
8 and if fair market value is given or received for the  
9 benefit conferred.  
10 16. HONORARIA – RESTRICTIONS. A lobbyist or  
11 client of a lobbyist shall not pay an honorarium to a  
12 member or employee of the house for a speaking  
13 engagement or other formal public appearance in the  
14 official capacity of the member or employee except as  
15 otherwise provided in section 68B.23 of the Code.  
16 17. COMPLAINTS. The procedures for complaints and  
17 enforcement of these rules shall be the same as those  
18 provided in the house code of ethics.  
19 18. PROCEDURES AND FORMS. The chief clerk of the  
20 house, subject to the approval of the house ethics  
21 committee, shall prescribe procedures for compliance  
22 with these rules, and shall prepare forms for the  
23 filing of complaints and make them available to any  
24 person.

The motion prevailed and the resolution was adopted.

#### ADOPTION OF [HOUSE RESOLUTION 7](#)

Raecker of Polk called up the following [House Resolution 7](#), a resolution relating to the House code of ethics, and moved its adoption.

1. [House Resolution 7](#)  
2 By Committee On Ethics  
3 (Successor to [HSB 4](#))  
4 A Resolution relating to the House code of ethics.  
5 *Be It Resolved By The House Of Representatives,*  
6 That the House Code of Ethics shall be as follows:  
7 HOUSE CODE OF ETHICS  
8 PREAMBLE. Every legislator and legislative  
9 employee has a duty to uphold the integrity and honor  
10 of the general assembly, to encourage respect for the  
11 law and for the general assembly, and to observe the  
12 house code of ethics. The members and employees of  
13 the house have a responsibility to conduct themselves  
14 so as to reflect credit on the general assembly, and  
15 to inspire the confidence, respect, and trust of the

16 public. The following rules are adopted pursuant to  
17 chapter 68B of the Code, to assist the members and  
18 employees in the conduct of their activities:

19 1. DEFINITIONS. The definitions of terms provided  
20 in chapter 68B of the Code apply to the use of those  
21 terms in these rules.

22 2. ECONOMIC INTEREST OF MEMBER OR EMPLOYEE OF  
23 HOUSE.

24 a. Economic or investment opportunity. A member  
25 or employee of the house shall not solicit or accept  
26 economic or investment opportunity under circumstances  
27 where the member or employee knows, or should know,  
28 that the opportunity is being afforded with the intent  
29 to influence the member's or employee's conduct in the  
30 performance of official duties. If a member or

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1 employee of the house learns that an economic or  
2 investment opportunity previously accepted was offered  
3 with the intent of influencing the member's or  
4 employee's conduct in the performance of the official  
5 duties, the member or employee shall take steps to  
6 divest that member or employee of that investment or  
7 economic opportunity, and shall report the matter in  
8 writing to the chairperson of the house ethics  
9 committee.

10 b. Excessive charges for services, goods, or  
11 property interests. A member or employee of the house  
12 shall not charge to or accept from a person known to  
13 have a legislative interest, a price, fee,  
14 compensation, or other consideration for the sale or  
15 lease of any property or the furnishing of services  
16 which is in excess of that which the member or  
17 employee would ordinarily charge another person.

18 c. Use of confidential information. A member or  
19 employee of the house, in order to further the  
20 member's or employee's own economic interests, or  
21 those of any other person, shall not disclose or use  
22 confidential information acquired in the course of the  
23 member's or employee's official duties. For the  
24 purpose of this rule, information disclosed in open  
25 session at a public meeting under chapter 21 of the  
26 Code and information that is a public record under  
27 chapter 22 of the Code is not confidential  
28 information.

29 d. Employment. A member or employee of the house  
30 shall not accept employment, either directly or

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1 indirectly, from a political action committee. A

2 member of the house shall not act as a paid lobbyist  
3 for any organization. However, this paragraph shall  
4 not prohibit a member or employee of the house from  
5 working for a candidate's committee, a political  
6 party's action committee, or a political action  
7 committee which does not expressly advocate the  
8 nomination, election, or defeat of a candidate for  
9 public office in this state or expressly advocate the  
10 passage or defeat of a ballot issue in this state and  
11 which is not interested in issues before the general  
12 assembly.

13 For the purpose of this rule, a political action  
14 committee means a committee, but not a candidate's  
15 committee, which accepts contributions, makes  
16 expenditures, or incurs indebtedness in the aggregate  
17 of more than seven hundred fifty dollars in any one  
18 calendar year to expressly advocate the nomination,  
19 election, or defeat of a candidate for public office  
20 or to expressly advocate the passage or defeat of a  
21 ballot issue or for the purpose of influencing  
22 legislative action.

23 e. A member or employee of the house shall not  
24 solicit employment on behalf of the member or  
25 employee, or on behalf of another legislator or  
26 employee, as a lobbyist while the general assembly is  
27 in session.

28 f. Certain goods or services. A member or  
29 employee of the house shall not solicit or obtain  
30 goods or services from another person under

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1 circumstances where the member or employee knows or  
2 should know that the goods or services are being  
3 offered or sold with the intent to influence the  
4 member's or employee's conduct in the performance of  
5 official duties. If a member or employee of the house  
6 is afforded goods or services by another person at a  
7 price that is not available to other members or  
8 classes of members of the general public or is  
9 afforded goods or services that are not available to  
10 other members or classes of members of the general  
11 public by another person where the member or employee  
12 knows or should know that the other person intends to  
13 influence the member's or employee's official conduct,  
14 the member or employee shall not take or purchase the  
15 goods or services.

16 3. APPEARANCE BEFORE STATE AGENCY. A member or  
17 employee of the house may appear before a state agency  
18 in any representation case but shall not act as a  
19 lobbyist with respect to the passage, defeat,  
20 approval, veto, or modification of any legislation,

21 rule, or executive order. Whenever a member or  
22 employee of the house appears before a state agency,  
23 the member or employee shall carefully avoid all  
24 conduct which might in any way lead members of the  
25 general public to conclude that the member or employee  
26 is using the member's or employee's official position  
27 to further the member's or employee's professional  
28 success or personal financial interest.  
29 4. CONFLICTS OF INTEREST. In order for the  
30 general assembly to function effectively, members of

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1 the house may be required to vote on bills and  
2 participate in committee work which will affect their  
3 employment and other areas in which they may have a  
4 monetary interest. Action on bills and committee work  
5 which furthers a member's specific employment,  
6 specific investment, or other specific interest, as  
7 opposed to the interests of the public in general or  
8 the interests of a profession, trade, business, or  
9 other class of persons, shall be avoided. In making a  
10 decision relative to a member's activity on particular  
11 bills or in committee work, the following factors  
12 should be considered:  
13 a. Whether a substantial threat to the member's  
14 independence of judgment has been created by the  
15 conflict situation.  
16 b. The effect of the member's participation on  
17 public confidence in the integrity of the general  
18 assembly.  
19 c. Whether the member's participation is likely to  
20 have any significant effect on the disposition of the  
21 matter.  
22 d. The need for the member's particular  
23 contribution, such as special knowledge of the subject  
24 matter, to the effective functioning of the general  
25 assembly.  
26 If a member decides not to participate in committee  
27 work or to abstain from voting because of a possible  
28 conflict of interest, the member should disclose this  
29 fact to the legislative body. The member shall not  
30 vote on any question in which the member has an

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1 economic interest that is distinguishable from the  
2 interests of the general public or a substantial class  
3 of persons.  
4 5. STATUTORY REQUIREMENTS. Members and employees  
5 of the house shall comply with the requirements  
6 contained in chapters 68B (Conflicts of Interest of

7 Public Officers and Employees), 721 (Official  
8 Misconduct), and 722 (Bribery and Corruption), and  
9 sections 2.18 (Contempt) and 711.4 (Extortion) of the  
10 Code.  
11 6. CHARGE ACCOUNTS. Members and employees of the  
12 house shall not charge any amount or item to a charge  
13 account to be paid for by a lobbyist or any client of  
14 a lobbyist.  
15 7. TRAVEL EXPENSES. A member or employee of the  
16 house shall not charge to the state of Iowa amounts  
17 for travel and expenses unless the member or employee  
18 actually has incurred those mileage and expense costs.  
19 Members or employees shall not file the vouchers for  
20 weekly mileage reimbursement required by section 2.10,  
21 subsection 1 of the Code, unless the travel expense  
22 was actually incurred.  
23 A member or employee of the house shall not file a  
24 claim for per diem compensation for a meeting of an  
25 interim study committee or a visitation committee  
26 unless the member or employee attended the meeting.  
27 However, the speaker may waive this provision and  
28 allow a claim to be filed if the member or employee  
29 attempted to attend the meeting but was unable to do  
30 so because of circumstances beyond the member's or

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1 employee's control.  
2 8. GIFTS ACCEPTED OR RECEIVED. Members and  
3 employees of the house shall comply with the  
4 restrictions relating to the receipt or acceptance of  
5 gifts contained in section 68B.22 of the Code.  
6 9. HONORARIA RESTRICTIONS. Members and employees  
7 of the house shall comply with the restrictions  
8 relating to the receipt of honoraria contained in  
9 section 68B.23 of the Code.  
10 10. DISCLOSURE REQUIRED. Each member of the house  
11 and the chief clerk of the house shall file the  
12 personal financial disclosure statements required  
13 under section 68B.35 of the Code by February 15 of  
14 each year for the prior calendar year.  
15 11. SEXUAL HARASSMENT. Members and employees of  
16 the house shall not engage in conduct which  
17 constitutes sexual harassment as defined in section  
18 19B.12 of the Code or pursuant to the sexual  
19 harassment policy adopted by the house committee on  
20 administration and rules.  
21 12. COMPLAINTS.  
22 a. Filing of complaint. Complaints may be filed  
23 by any person believing that a member or employee of  
24 the house, a lobbyist, or a client of a lobbyist is  
25 guilty of a violation of the house code of ethics, the

26 house rules governing lobbyists, or chapter 68B of the  
27 Code.  
28 b. Complaints by committee. The ethics committee  
29 may initiate a complaint on its own motion. Committee  
30 complaints may be initiated by the committee as a

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1 result of a committee investigation or as a result of  
2 receipt of any complaint or other information that  
3 does not meet the requirements of these rules  
4 regarding the form of a complaint but that contains  
5 allegations that would form the basis for a valid  
6 complaint.  
7 c. Form and contents of complaint. A complaint  
8 shall be in writing.  
9 Complaint forms shall be available from the chief  
10 clerk of the house, but a complaint shall not be  
11 rejected for failure to use the approved form if it  
12 complies with the requirements of these rules. The  
13 complaint shall contain a certification made by the  
14 complainant, under penalty of perjury, that the facts  
15 stated in the complaint are true to the best of the  
16 complainant's knowledge.  
17 To be valid, a complaint shall allege all of the  
18 following:  
19 (1) Facts, including the approximate date and  
20 location of any event, incident, or transaction that,  
21 if true, establish a violation of a provision of  
22 chapter 68B of the Code, the house code of ethics, or  
23 house rules governing lobbyists for which penalties or  
24 other remedies are provided.  
25 (2) That the conduct providing the basis for the  
26 complaint occurred within three years of the filing of  
27 the complaint.  
28 (3) That the party charged with a violation is a  
29 member or employee of the house, a lobbyist, or a  
30 client of a lobbyist.

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1 d. Confidentiality of complaint. The filing of  
2 the complaint and the contents of the complaint shall  
3 be confidential until the time that the committee  
4 meets to determine whether the complaint is valid,  
5 unless either the complainant or the party charged in  
6 the complaint makes the existence of, or the  
7 information contained in, the complaint public.  
8 However, if either the complainant or party alleged to  
9 have committed the violation requests that the meeting  
10 to determine whether the complaint is valid be a  
11 closed meeting and the filing of the complaint or the



12 contents of the complaint have not been disclosed, the  
13 meeting shall be closed.  
14 e. Notice of complaint. Upon receipt of the  
15 complaint, the chief clerk of the house shall promptly  
16 notify the chairperson and ranking member of the  
17 ethics committee that a complaint has been filed and  
18 provide both the chairperson and the ranking member  
19 with copies of the complaint and any supporting  
20 information. Within two working days, the chief clerk  
21 shall send notice, either by personal delivery or by  
22 certified mail, return receipt requested, to the  
23 person or persons alleged to have committed the  
24 violation, along with a copy of the complaint and any  
25 supporting information. The notice to the accused  
26 person shall contain a request that the person submit  
27 a written response to the complaint within ten working  
28 days of the date that the notice was sent by the chief  
29 clerk. At the request of the accused person, the  
30 committee may extend the time for the response, not to

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1 exceed ten additional calendar days.  
2 f. Hearing regarding validity of complaint. The  
3 committee chairperson and the ranking member shall  
4 review the complaint and supporting information to  
5 determine whether the complaint meets the requirements  
6 as to form. If the complaint is deficient as to form,  
7 the complaint shall be returned to the complainant  
8 with instructions indicating the deficiency unless the  
9 committee decides to proceed on its own motion. If  
10 the complaint is in writing and contains the  
11 appropriate certification, as soon as practicable, the  
12 chairperson shall call a meeting of the committee to  
13 review the complaint to determine whether the  
14 complaint meets the requirements for validity and  
15 whether the committee should request that the chief  
16 justice of the supreme court appoint an independent  
17 special counsel to conduct an investigation to  
18 determine whether probable cause exists to believe  
19 that a violation of the house code of ethics, house  
20 rules governing lobbyists, or chapter 68B of the Code,  
21 has occurred.  
22 If the committee finds that a complaint does not  
23 meet the content requirements for a valid complaint,  
24 the committee shall dismiss the complaint and notify  
25 both the complainant and the party alleged to have  
26 committed the violation of the dismissal and the  
27 reasons for dismissal. A dismissal for failure to  
28 meet the formal requirements for the filing of a  
29 complaint shall be without prejudice and the  
30 complainant may refile the complaint at any time

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1 within three years of the date that the alleged  
2 violation took place. If the dismissal is based upon  
3 a failure to allege facts and circumstances necessary  
4 for a valid complaint, the dismissal shall be with  
5 prejudice and the party shall not be permitted to file  
6 a complaint based upon the same facts and  
7 circumstances.  
8 g. Request for appointment of independent special  
9 counsel. If, after review of the complaint and any  
10 response made by the party alleged to have committed  
11 the violation, the committee determines that the  
12 complaint meets the requirements for form and content,  
13 the committee shall request that the chief justice of  
14 the supreme court appoint independent special counsel  
15 to investigate the matter and determine whether  
16 probable cause exists to believe that a violation of  
17 chapter 68B of the Code, the house code of ethics, or  
18 the house rules governing lobbyists has occurred.  
19 h. Receipt of report of independent special  
20 counsel. The report from independent special counsel  
21 regarding probable cause to proceed on a complaint  
22 shall be filed with the chief clerk of the house.  
23 Upon receipt of the report of the independent special  
24 counsel, the chief clerk shall notify the chairperson  
25 of the filing of the report and shall send copies of  
26 the report to the members of the ethics committee. As  
27 soon as practicable after the filing of the report,  
28 the chairperson shall schedule a public meeting for  
29 review of the report. The purpose of the public  
30 meeting shall be to determine whether the complaint

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1 should be dismissed, whether a formal hearing should  
2 be held on the complaint, or whether other committee  
3 action is appropriate. The complainant and the person  
4 alleged to have committed the violation shall be given  
5 notice of the public meeting, shall have the right to  
6 be present at the public meeting, and may, at the  
7 discretion of the committee, present testimony in  
8 support of or against the recommendations contained in  
9 the report.  
10 If the committee determines that the matter should  
11 be dismissed, the committee shall cause an order to be  
12 entered dismissing the matter and notice of the  
13 dismissal shall be given to the complainant and the  
14 party alleged to have committed the violation. If the  
15 committee determines that the complaint should be  
16 scheduled for formal hearing, the committee shall  
17 issue a charging statement which contains the charges

18 and supporting facts that are to be set for formal  
19 hearing and notice shall be sent to the complainant  
20 and the accused person.

21 The notice shall include a statement of the nature  
22 of the charge or charges, a statement of the time and  
23 place of hearing, a short and plain statement of the  
24 facts asserted, and a statement of the rights of the  
25 accused person at the hearing.

26 i. Formal hearing. Formal hearings shall be  
27 public and conducted in the manner provided in section  
28 68B.31, subsection 8 of the Code. At a formal hearing  
29 the accused shall have the right to be present and to  
30 be heard in person and by counsel, to cross-examine

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1 witnesses, and to present evidence. Members of the  
2 committee shall also have the right to question  
3 witnesses.

4 Evidence at the formal hearing shall be received in  
5 accordance with rules and procedures applicable to  
6 contested cases under chapter 17A of the Code.

7 The committee chairperson, or the vice chairperson  
8 or ranking member in the absence of the chairperson,  
9 shall preside at the formal hearing and shall rule on  
10 the admissibility of any evidence received. The  
11 ruling of the chairperson may be overturned by a  
12 majority vote of the committee. Independent special  
13 counsel shall present the evidence in support of the  
14 charge or charges. The burden shall be on the  
15 independent special counsel to prove the charge or  
16 charges by a preponderance of clear and convincing  
17 evidence. Upon completion of the formal hearing, the  
18 committee shall adopt written findings of fact and  
19 conclusions concerning the merits of the charges and  
20 make its report and recommendation to the house.

21 j. Recommendations by the committee. The  
22 committee shall recommend to the house that the  
23 complaint be dismissed, or that one or more of the  
24 following be imposed:

25 (1) That the member or employee of the house or  
26 lobbyist or client of a lobbyist be censured or  
27 reprimanded, and the recommended appropriate form of  
28 censure or reprimand be used.

29 (2) That the member of the house be suspended or  
30 expelled from membership in the house and required to

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1 forfeit the member's salary for that period, the  
2 employee of the house be suspended or dismissed from  
3 employment, or that the lobbyist's or lobbyist's

4 client's lobbying privileges be suspended.  
5 13. COMMUNICATIONS WITH ETHICS COMMITTEE. After a  
6 complaint has been filed or an investigation has been  
7 initiated, a party to the complaint or investigation  
8 shall not communicate, or cause another to  
9 communicate, as to the merits of the complaint or  
10 investigation with a member of the committee, except  
11 under the following circumstances:  
12 a. During the course of any meetings or other  
13 official proceedings of the committee regarding the  
14 complaint or investigation.  
15 b. In writing, if a copy of the writing is  
16 delivered to the adverse party or the designated  
17 representative for the adverse party.  
18 c. Orally, if adequate prior notice of the  
19 communication is given to the adverse party or the  
20 designated representative for the adverse party.  
21 d. As otherwise authorized by statute, the house  
22 code of ethics, house rules governing lobbyists, or  
23 vote of the committee.  
24 14. PERMANENT RECORD. The chief clerk of the  
25 house shall maintain a permanent record of all  
26 complaints filed and any corresponding committee  
27 action. The permanent record shall be prepared by the  
28 ethics committee and shall contain the date the  
29 complaint was filed, name and address of the  
30 complainant, name and address of the accused person, a

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1 brief statement of the charges made, any evidence  
2 received by the committee, any transcripts or  
3 recordings of committee action, and ultimate  
4 disposition of the complaint. The chief clerk shall  
5 keep each complaint confidential until public  
6 disclosure is made by the ethics committee.  
7 15. MEETING AUTHORIZATION. The house ethics  
8 committee is authorized to meet at the discretion of  
9 the committee chairperson in order to conduct hearings  
10 and other business that properly may come before it.  
11 If the committee submits a report seeking house action  
12 against a member or employee of the house or lobbyist  
13 after the second regular session of a general assembly  
14 has adjourned sine die, the report shall be submitted  
15 to and considered by the subsequent general assembly.  
16 16. ADVISORY OPINIONS.  
17 a. Requests for formal opinions. A request for a  
18 formal advisory opinion may be filed by any person who  
19 is subject to the authority of the ethics committee.  
20 The ethics committee may also issue a formal advisory  
21 opinion on its own motion, without having previously  
22 received a formal request for an opinion, on any issue

23 that is within the jurisdiction of the committee.  
24 Requests shall be filed with either the chief clerk of  
25 the house or the chairperson of the ethics committee.  
26 b. Form and contents of requests. A request for a  
27 formal advisory opinion shall be in writing and may  
28 pertain to any subject matter that is related to  
29 application of the house code of ethics, the house  
30 rules governing lobbyists, or chapter 68B of the Code

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1 to any person who is subject to the authority of the  
2 ethics committee. Requests shall contain one or more  
3 specific questions and shall relate either to future  
4 conduct or be stated in the hypothetical. A request  
5 for an advisory opinion shall not specifically name  
6 any individual or contain any other specific  
7 identifying information, unless the request relates to  
8 the requester's own conduct. However, any request may  
9 contain information which identifies the kind of  
10 individual who may be affected by the subject matter  
11 of the request. Examples of this latter kind of  
12 identifying information may include references to  
13 conduct of a category of individuals, such as but not  
14 limited to conduct of legislators, legislative staff,  
15 or lobbyists.  
16 c. Confidentiality of formal requests and  
17 opinions. Requests for formal opinions are not  
18 confidential and any deliberations of the committee  
19 regarding a request for a formal opinion shall be  
20 public. Opinions issued in response to requests for  
21 formal opinions are not confidential, shall be in  
22 writing, and shall be placed on file in the office of  
23 the chief clerk of the house. Persons requesting  
24 formal opinions shall personally receive a copy of the  
25 written formal opinion that is issued in response to  
26 the request.  
27 17. PERSONAL FINANCIAL DISCLOSURE FORM. The  
28 following form shall be used for disclosure of  
29 economic interests under these rules and section  
30 68B.35 of the Code:

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1 STATEMENT OF ECONOMIC INTERESTS  
2 Name: \_\_\_\_\_  
3 (Last) (First) (Middle Initial)  
4 Address: \_\_\_\_\_  
5 (Street Address, Apt.#/P.O. Box)  
6 \_\_\_\_\_  
7 (City) (State) (Zip)  
8 Phone:(Home)\_\_\_\_/\_\_\_\_-\_\_\_\_(Business)\_\_\_\_/\_\_\_\_-\_\_\_\_

9 \*\*\*\*\*

10 This form is due each year on or before February  
11 15. The reporting period is the most recently  
12 completed calendar year.  
13 In completing Division III of this form, if your  
14 percentage of ownership of an asset is less than 100  
15 percent, multiply your percentage of ownership by the  
16 total revenue produced to determine if you have  
17 reached the \$1,000 threshold.  
18 Do not report income received by your spouse or  
19 other family members.  
20 In completing this form, if insufficient space is  
21 provided for your answer, you may attach additional  
22 information/answers on full-size sheets of paper.  
23 Division I. Business, Occupation, Profession.  
24 List each business, occupation, or profession in  
25 which you are engaged, the nature of the business if  
26 not evident, and your position or job title. No  
27 income threshold or time requirement applies.  
28 Examples:  
29 If you are employed by an individual, state the  
30 name of the individual employer, the nature of the

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1 business, and your position.  
2 If you are self-employed and are not incorporated  
3 or are not doing business under a particular business  
4 name, state that you are self-employed, the nature of  
5 the business, and your position.  
6 If you own your own corporation, are employed by a  
7 corporation, or are doing business under a particular  
8 business name, state the name and nature of the  
9 business or corporation and your position.  
10 1 \_\_\_\_\_  
11 2 \_\_\_\_\_  
12 3 \_\_\_\_\_  
13 4 \_\_\_\_\_  
14 5 \_\_\_\_\_  
15 6 \_\_\_\_\_  
16 Division II. Commissions from Sales of Goods or  
17 Services to Political Subdivisions.  
18 This part is to be completed only by Legislators.  
19 If you received income in the form of a commission  
20 from the sale of goods or services to a political  
21 subdivision, state the name of the purchasing  
22 political subdivision. The amount of commission  
23 earned is not required to be listed.  
24 1 \_\_\_\_\_  
25 2 \_\_\_\_\_  
26 3 \_\_\_\_\_  
27 4 \_\_\_\_\_

28 5 \_\_\_\_\_  
29 6 \_\_\_\_\_  
30 Division III. Sources of Gross Income.

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1 In each one of the following categories list each  
2 source which produces more than \$1,000 in annual gross  
3 income, if the revenue produced by the source was  
4 subject to federal or state income taxes last year.  
5 List the nature or type of each company, business,  
6 financial institution, corporation, partnership, or  
7 other entity which produces more than \$1,000 of annual  
8 gross income. Neither the amount of income produced  
9 nor value of the holding is required to be listed in  
10 any of the items.

11 A. Securities: State the nature of the business of  
12 any company in which you hold stock, bonds, or other  
13 pecuniary interests that generate more than \$1,000 in  
14 annual gross income. Income generated by multiple  
15 holdings in a single company are deemed received from  
16 a single source.

17 \_\_\_\_\_  
18 \_\_\_\_\_  
19 \_\_\_\_\_  
20 \_\_\_\_\_  
21 \_\_\_\_\_  
22 \_\_\_\_\_

23 B. Instruments of Financial Institutions: State the  
24 types of institutions in which you hold financial  
25 instruments, such as certificates of deposit, savings  
26 accounts, etc., that produce annual gross income in  
27 excess of \$1,000, e.g., banks, savings and loans, or  
28 credit unions.

29 \_\_\_\_\_  
30 \_\_\_\_\_

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1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
5 C. Trusts: State the nature or type of any trust  
6 from which you receive more than \$1,000 of gross  
7 income annually.  
8 \_\_\_\_\_  
9 \_\_\_\_\_  
10 \_\_\_\_\_  
11 \_\_\_\_\_  
12 \_\_\_\_\_  
13 \_\_\_\_\_

14 D. Real Estate: State the general nature of real  
 15 estate interests that generate more than \$1,000 of  
 16 gross income annually, e.g., residential leasehold  
 17 interest or farm leasehold interest. The size or  
 18 location of the property interest is not required to  
 19 be listed.

20 \_\_\_\_\_  
 21 \_\_\_\_\_  
 22 \_\_\_\_\_  
 23 \_\_\_\_\_  
 24 \_\_\_\_\_

25 \_\_\_\_\_  
 26 E. Retirement Systems: State the name of each  
 27 pension plan or other corporation or company that pays  
 28 you more than \$1,000 annually in retirement benefits.

29 \_\_\_\_\_  
 30 \_\_\_\_\_

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1 \_\_\_\_\_  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

5 F. Other Income Categories Specified in State and  
 6 Federal Income Tax Regulations.

7 \_\_\_\_\_  
 8 \_\_\_\_\_  
 9 \_\_\_\_\_  
 10 \_\_\_\_\_  
 11 \_\_\_\_\_  
 12 \_\_\_\_\_  
 13 \_\_\_\_\_

14 (Signature of Filer) \_\_\_\_\_ (Date) \_\_\_\_\_

The motion prevailed and the resolution was adopted.

### CONSIDERATION OF BILLS Regular Calendar

**House File 175**, a bill for an act relating to the names of business entities, was taken up for consideration.

Anderson of Page moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (**H.F. 175**)



The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Foege	Ford	Freeman	Frevert
Gaskill	Gipp	Granzow	Greiner
Heaton	Heddens	Hoffman	Hogg
Horbach	Hunter	Huseman	Huser
Hutter	Jacobs	Jacoby	Jenkins
Jochum	Jones	Kaufmann	Kressig
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Mascher
May	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, R.
Olson, S.	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Shoultz
Smith	Soderberg	Struyk	Swaim
Taylor, D.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Wilderdyke	Winckler
Wise	Zirkelbach	Mr. Speaker	
		Rants	

The nays were, none.

Absent or not voting, 1:

Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

**House File 190**, a bill for an act expanding the duties of the child death review team and making a penalty applicable, was taken up for consideration.

Hutter of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 190](#))

The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Foege	Ford	Freeman	Frevert
Gaskill	Gipp	Granzow	Greiner
Heaton	Heddens	Hoffman	Hogg
Horbach	Hunter	Huseman	Huser
Hutter	Jacobs	Jacoby	Jenkins
Jochum	Jones	Kaufmann	Kressig
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Mascher
May	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, R.
Olson, S.	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Shoultz
Smith	Soderberg	Struyk	Swaim
Taylor, D.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Wilderdyke	Winckler
Wise	Zirkelbach	Mr. Speaker	
		Rants	

The nays were, none.

Absent or not voting, 1:

Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

**House File 197**, a bill for an act relating to inheritance tax by eliminating the requirement that the department of revenue receive notice of withdrawal of funds from a joint account by a surviving joint owner, was taken up for consideration.

Sands of Louisa moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 197](#))

The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Foege	Ford	Freeman	Frevert
Gaskill	Gipp	Granzow	Greiner
Heaton	Heddens	Hoffman	Hogg
Horbach	Hunter	Huseman	Huser
Hutter	Jacobs	Jacoby	Jenkins
Jochum	Jones	Kaufmann	Kressig
Kuhn	Kurtenbach	Lalk	Lensing
Lukan	Lykam	Maddox	Mascher
May	McCarthy	Mertz	Miller
Murphy	Oldson	Olson, D.	Olson, R.
Olson, S.	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Shoultz
Smith	Soderberg	Struyk	Swaim
Taylor, D.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Wilderdyke	Winckler
Wise	Zirkelbach	Mr. Speaker	
		Rants	

The nays were, none.

Absent or not voting, 1:

Taylor, T.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### IMMEDIATE MESSAGES

Gipp of Winneshiek asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 175, 190 and 197.**

#### COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

**BOARD OF REGENTS**

Annual Report on Technology Transfer and Economic Development, pursuant to Chapter 262.93, Code of Iowa.

**DEPARTMENT OF ADMINISTRATIVE SERVICES**

Report on the update of the Wallace State Office Building and consultant recommendation, pursuant to Chapter 307.21(4)(c), Code of Iowa.

**DEPARTMENT OF ELDER AFFAIRS**

State Long-Term Care Ombudsman Annual Report for 2004, pursuant to Chapter 231.42(7), Code of Iowa.

**DEPARTMENT OF HUMAN SERVICES**

Annual report for the Health and Well Kids in Iowa Program (hawk-i), pursuant to Chapter 514I, Code of Iowa.

**IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU**

2004 annual report of major functions and special activities, pursuant to Chapter 312.3B, Code of Iowa.

**CERTIFICATES OF RECOGNITION**

**MR. SPEAKER:** The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

**MARGARET A. THOMSON**  
Chief Clerk of the House

2005\355	Mr. and Mrs. George Braden, Eldridge – For celebrating their 50 <sup>th</sup> wedding anniversary.
2005\356	Mr. and Mrs. Raymond Ludin, Davenport – For celebrating their 50 <sup>th</sup> wedding anniversary.
2005\357	Mr. Mrs. George Lawton, Walcott – For celebrating their 50 <sup>th</sup> wedding anniversary.
2005\358	Betty Mangels, Davenport – For celebrating her 80 <sup>th</sup> birthday.
2005\359	Edwin Petersen, Davenport – For celebrating his 80 <sup>th</sup> birthday.
2005\360	Dorothy Harling, Davenport – For celebrating her 95 <sup>th</sup> birthday.
2005\361	Edgar and Meta Hemphill, Atlantic – For celebrating their 60 <sup>th</sup> wedding anniversary.

2005\362	Rita Morton, Griswold – For celebrating her 90 <sup>th</sup> birthday.
2005\363	Franklin and Marian Hammer, Clinton – For celebrating their 55 <sup>th</sup> wedding anniversary.
2005\364	Ben Navratil, Plymouth – For celebrating his 90 <sup>th</sup> birthday.
2005\365	Marie “Pat” Perkins, Klemme – For celebrating her 80 <sup>th</sup> birthday.
2005\366	Goldie T. Siems, Sheffield – For celebrating her 80 <sup>th</sup> birthday.
2005\367	Jerry and Adeline Jurgens, Hampton – For celebrating their 65 <sup>th</sup> wedding anniversary.
2005\368	Ivan and Geraldine Pitkin, Clear Lake – For celebrating their 62 <sup>nd</sup> wedding anniversary.
2005\369	Calvin and Dorothy Jurgens, Thornton – For celebrating their 60 <sup>th</sup> wedding anniversary.
2005\370	Kenny and Betty Dreyer, Latimer – For celebrating their 50 <sup>th</sup> wedding anniversary.
2005\371	Leonard and Maurine Amendt, Southerland – For celebrating their 50 <sup>th</sup> wedding anniversary.
2005\372	Henry Brink, Sheldon –For celebrating his 90 <sup>th</sup> birthday.
2005\373	Evelyn Dash, Clinton – For celebrating her 90 <sup>th</sup> birthday.
2005\374	Mary Work, Clinton – For celebrating her 95 <sup>th</sup> birthday.

#### SUBCOMMITTEE ASSIGNMENTS

##### [House File 184](#)

Human Resources: Heaton, Chair; Heddens and Roberts.

##### [House File 195](#)

Local Government: Watts, Chair; Arnold and Kressig.

##### [House File 207](#)

Judiciary: Kaufmann, Chair; Maddox and Smith.

##### [House File 212](#)

Education: Roberts, Chair; Carroll and Mascher.

**House File 226**

Agriculture: Drake, Chair; Alons, Dolecheck, Frevert and Mertz.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

**House Study Bill 147**

Natural Resources: Lukan, Chair; D. Taylor and J.R. Van Fossen.

**House Study Bill 148**

Natural Resources: Lukan, Chair; Arnold and Davitt.

**House Study Bill 149**

Natural Resources: Freeman, Chair; Lukan and Whitaker.

**House Study Bill 150**

Local Government: Tjepkes, Chair; Gaskill and Schickel.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

**H.S.B. 151 Transportation**

Relating to the penalties for certain prohibited acts by motor vehicle dealers.

**H.S.B. 152 Transportation**

Relating to state department of transportation duties concerning its budget, distribution of state institutional, secondary, and farm-to-market road funds, vehicle weight restrictions, all-terrain vehicle use, and airport transfers to aviation authorities.

**H.S.B. 153 Transportation**

Relating to obstructions in highways and providing penalties.

**H.S.B. 154 Human Resources**

Relating to inclusion of assisted living services under the medical assistance home and community-based services waiver for the elderly.

**H.S.B. 155 Human Resources**

Revising requirements applicable to county and multicounty decategorization of child welfare and juvenile justice funding projects.

**H.S.B. 156 Human Resources**

Relating to child care services administered by the department of human services by revising requirements for the state child care assistance program and providing for implementation of a voluntary child care rating system.

**H.S.B. 157 Human Resources**

Relating to the provisions of the elder Iowans Act.

**H.S.B. 158 Environmental Protection**

Relating to environmental regulations regarding water treatment, sewer systems, and household hazardous waste.

**H.S.B. 159 Commerce, Regulation and Labor**

Relating to the duties imposed on a real estate broker by a brokerage agreement.

**H.S.B. 160 Commerce, Regulation and Labor**

Relating to interstate natural gas pipelines including requirements regarding construction, operation, and maintenance, applicable penalties and resultant damages, and easements.

**H.S.B. 161 Commerce, Regulation and Labor**

Relating to the Iowa long-term care asset disregard incentive program, providing for a repeal, providing a contingent effective date, and providing an appropriation.

## COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARGARET A. THOMSON  
Chief Clerk of the House

## COMMITTEE ON AGRICULTURE

**Committee Bill** (Formerly [House File 128](#)), relating to the control of noxious weeds on land by providing alternative notice procedures to landowners and other responsible persons.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 8, 2005.

## COMMITTEE ON NATURAL RESOURCES

**Committee Bill** (Formerly [House Study Bill 92](#)), relating to various conservation and recreation activities under the purview of the department of natural resources, modifying fees, and making penalties applicable.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 9, 2005.

On motion by Gipp of Winneshiek the House adjourned at 4:27 p.m., until 8:45 a.m., Thursday, February 10, 2005.